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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,

v.

REAL PROPERTY LOCATED  
AT 6557 ASCOT DRIVE,  
OAKLAND, CALIFORNIA,  
Defendant.

HEREFORD HUMANITARIAN  
BUSINESS TRUST,  
HUIBERT JOHANNES VAN PRAAG,  
LONGMEAD PROPERTIES LIMITED,  
STEVEN FONTAINE AND  
NILOUFER FONTAINE,  
Claimants.

No. 02-4948 JSW (EDL)

STIPULATION RE: BRIEFING  
SCHEDULE ON MOTION OF THE  
UNITED STATES TO COMPEL

The United States indicated its intent to file a motion to compel against Steven Fontaine and Niloufer Fontaine in its motion for summary judgment. As a result, the Honorable Jeffrey S. White referred the matter to the Honorable Elizabeth D. Laporte who issued a briefing order requiring the United States to file its motion to compel on or before October 27, 2008; requiring the Fontaine claimants to file their opposition, if any, on or before November 3; requiring the United States to file its reply on or before November 7, 2008.

Because Steven Fontaine could not file his opposition on or before November 3, and because the undersigned Assistant United States Attorney will be out-of-the country from November 8 to November 15, the parties agree – subject to the Court's approval – that Steven Fontaine and Niloufer Fontaine shall file their opposition, if any, on or before Thursday, November 6, 2008, and the United States shall file its reply on or before Thursday, November 20, 2008.<sup>1</sup>

IT IS SO STIPULATED:

Dated: November 4, 2008

JOSEPH P. RUSSONIELLO  
United States Attorney

PATRICIA J. KENNEY  
Assistant United States Attorney  
Attorneys for the United States

Dated: November 4, 2008

STEVEN FONTAINE  
NILOUFER FONTAINE  
Claimants

IT IS SO ORDERED PURSUANT TO THE FOREGOING STIPULATION ON THIS 5th DAY OF NOVEMBER 2008. A HEARING, IF NECESSARY, SHALL BE HELD ON December 9, 2008 at 9:00 a.m.

HONORABLE ELIZABETH D. LAPORTE  
United States District Court  
IT IS SO ORDERED  
Judge Elizabeth D. Laporte

<sup>1</sup> For purposes of any hearing which might be required, the AUSA notes that she is unavailable and out of the office from December 1 through 6, 2008.

Stip & Order Re Sched. Mot. to Compel  
No. 02-4948 JSW(EDL)